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14 Attorneys for Defendants SmileDirectClub,
15 LLC, SDC Financial LLC, SmileDirectClub,
16 Inc., David Katzman, Steven Katzman,
17 Jeffrey Sulitzer, Sulitzer Professional
18 Corporation, Alex Fenkell, Jordan Katzman,
19 and Camelot Venture Group

20 **IN THE UNITED STATE DISTRICT COURT**

21 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

22 ALIGN TECHNOLOGY, INC.,

23 Plaintiff,

24 v.

25 SMILEDIRECTCLUB, LLC; SDC
26 FINANCIAL LLC; SMILEDIRECTCLUB,
27 INC; DAVID KATZMAN; STEVEN
28 KATZMAN; JEFFREY SULITZER;
SULITZER PROFESSIONAL
CORPORATION; ALEX FENKELL;
JORDAN KATZMAN; CAMELOT
VENTURE GROUP,

Defendants.

Case No. 3:23-cv-00023-EMC

**STIPULATION AND [PROPOSED] ORDER
RE: (1) DEFENDANTS' REPLY IN
SUPPORT OF THEIR MOTIONS TO
DISMISS; AND (2) EXTENDING TIME TO
RESPOND TO ALIGN'S
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED (DKT. 66)**

1 **STIPULATION AND [PROPOSED] ORDER**

2 Defendants SmileDirectClub, LLC; SDC Financial, LLC; SmileDirectClub, Inc.; David Katzman;
3 Steven Katzman; Jeffrey Sulitzer; Jeffrey Sulitzer, DMD, Professional Corporation; Alex Fenkell;
4 Jordan Katzman; and Camelot Venture Group (“Defendants”), on the one hand, and Plaintiff Align
5 Technology, Inc. (“Align”), on the other hand, by and through their undersigned counsel, hereby stipulate
6 and agree as follows, subject to order of the court:

7 1. Defendants may file a consolidated reply brief in support of their motions to dismiss, up to
8 30 pages in length;

9 2. Defendants’ deadline to respond to Align’s Administrative Motion to Consider Whether
10 Another Party’s Material Should Be Sealed (Dkt. 66) shall be extended to April 13, 2023.

12 Dated: April 6, 2023

Respectfully submitted,

13 By: s/ Jameson Jones
14 Jameson Jones (*pro hac vice*)
BARTLIT BECK LLP

By: s/ Krista M. Enns
KRISTA M. ENNS (CA 206430)
BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP

16 Attorneys for Plaintiff, Align Technology,
17 Inc.

Attorneys for Defendants SmileDirectClub,
LLC, *et al.*

18 **[PROPOSED] ORDER**

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22 EDWARD M. CHEN
23 United States District Judge

1 **ATTESTATION**

2 I am the ECF user filing the foregoing Stipulation and [Proposed] Order. Pursuant to Civil L.R.
3 5-1(h)(3), I hereby attest that each of the other signatories has concurred in the filing of this document.

4
5 DATED: April 6, 2023
6

7 BENESCH, FRIEDLANDER, COPLAN &
8 ARONOFF LLP

9 By: *s/Krista M. Enns*

10 Attorneys for Defendants
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